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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

DONALD R. CAMERON, et al.

Plaintiffs,

v.

APPLE INC.,

Defendant.

Case No.: 4:19-cv-03074-YGR

**TENCENT AMERICA, LLC'S  
STATEMENT REGARDING  
PENDING MOTION TO SEAL**

On August 31, 2021, Tencent America, LLC (“Tencent”) filed the Declaration of Linda Lee in response to Apple, Inc.’s Administrative Motions to File Under Seal. *See* Dkts. 376, 381, 415. In ten different instances, Tencent asked this Court to seal excerpts of one deposition transcript, two expert reports and supporting declarations, and one Daubert Motion. Tencent’s requests remain pending. Dkt. 415 at 2-4.

On October 27, 2021, this Court issued an Order stating that “[o]nly narrowly-tailored financial information or information bearing on current competitive issues” would be sealed. The Order further requested that “all movants reevaluate their respective motions” considering the

Court's metrics for sealing information. Dkt. 439.

Upon further evaluation, Tencent now withdraws three of its prior sealing requests as illustrated in the table below:

Document:	Excerpt from Document Previously Requested to be Sealed	
Schmalensee Expert Report and Declaration Exhibit 5.B	"Tencent My App" column	Entire contents of the column entitled "Tencent My App"
Schmalensee Expert Report and Declaration Exhibit 5.D	"Tencent My App" column	Entire contents of the column entitled "Tencent My App"
Apple's <i>Daubert</i> Motion	Page 16, Line 27	The words before "... WeGame transactions ..."

Tencent does not take a position on whether portions of these documents should remain sealed due to requests made by other third parties. Further, after Tencent filed the Lee Declaration, it became aware that Apple asked the Court to seal information contained in the Schmalensee Expert Report and Declaration and its *Daubert* Motion to Exclude Expert testimony. *See* Dkts. 435, 435-1, and 436.2. Tencent also does not take any position on whether portions of these documents should be sealed.

Respectfully submitted,

Dated: November 4, 2021

FENWICK & WEST LLP

/s/ Jay L. Pomerantz

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